

**UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF ILLINOIS**

**CYRIL B. KORTE, JANE E. KORTE,
and KORTE & LUITJOHAN
CONTRACTORS, INC.,**

Plaintiffs,

CASE NO. 3:12-CV-01072-MJR-PMF

v.

**UNITED STATES DEPARTMENT
OF HEALTH AND HUMAN
SERVICES; KATHLEEN SEBELIUS,**
in her official capacity as the Secretary of
the United States Department of Health and
Human Services; **UNITED STATES
DEPARTMENT OF THE TREASURY;
TIMOTHY F. GEITHNER,** in his official
capacity as the Secretary of the United States
Department of the Treasury; **UNITED
STATES DEPARTMENT OF LABOR;**
and **HILDA L. SOLIS,** in her official
capacity as Secretary of the United States
Department of Labor,

Defendants.

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PLAINTIFFS' NOTICE OF INTERLOCUTORY APPEAL

Notice is hereby given that all the Plaintiffs in the above-captioned action (Cyril B. Korte, Jane E. Korte, and Korte & Luitjohan Contractors, Inc.) hereby appeal to the United States Court of Appeals for the Seventh Circuit from the memorandum and order of the district court denying Plaintiffs' motion for a preliminary injunction and entered in this action on December 14, 2012, at docket entry 54. *See* 28 U.S.C. § 1292(a)(1).

Respectfully submitted on this 17th day of December, 2012,

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CERTIFICATE OF SERVICE

I hereby certify that on December 17, 2012, I filed true and correct copies of the foregoing and attachment with this court through the court's CM/ECF system, through which counsel who are registered users will receive notice of the filing and may obtain a copy, including Defendants' counsel of record, Bradley P. Humphreys, United States Department of Justice, Civil Division, Federal Programs Branch, 20 Massachusetts Avenue, N.W., Room 7219, Washington, D.C. 20530.

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